Docket No.: <u>163-667</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT OPERATIONS

In re Application of:)
Marilena Gusmeroli, et al)) Group Art Unit:
Serial No.: Not Yet Assigned	,) Examiner:
Filed: Concurrently Herewith		<i>)</i> }

For: COPPER SALTS OF ORGANIC ACIDS AND USE THEREOF AS

FUNGICIDES

New York, NY 10036 November 7, 2005

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is being filed under the provisions of 37 CFR§1.97.

37 CFR§1.97.	
WO 03/043971	Discloses compositions based on cupric salts, cupric salts and their use for controlling phytopathogens.
US 3,995,034	Discloses biocidal 3,5-dibromosalicylic acid salts.
FR 2 140 269	Cited by the EP Examiner.
US 4,956,183	Discloses composition comprising copper compound.
JP 52-096734	Discloses harm organism control composition contain product amine substitute hydroxy aryl carboxylic acid copper salt
JP 48-098021	Discloses copper hydroxypolycrboxylates uses as bactericides fungicides and algicides and nontoxic to nontarget organisms.
GB 1 424 345	Discloses spray oil.
EP 0 718 280	Discloses derivatives of beta-aminopropionic acid with a fungicidal activity.

10/556013 JC12 Rec'd PCT.TT 07 NOV 2005

WO 95/15684

Discloses a novel method to protect plants from fungal infection.

Respectfully submitted,

James V. Costigan Registration No. 25,669

HEDMAN & COSTIGAN, P.C. 1185 Avenue of the Americas New York, NY 10036-2646 (212) 302-8989

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL" MAILING LABEL NO.: EV641374556US

Date of Deposit: November 7, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service by "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date

indicated above and is addressed to: Commissioner for Patents

author No.

P.O. Box 1450

Consus 2 de

(Signature of Person Mailing Paper or Fee)

James V. Costigan, Registration No. 25,669 (Typed or Printed Name of Person Mailing)

es. Esta e haced seases e e e

JC12 Rec'd PCT/FTC 07 NOV 2005

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE to a collection of information unless it contains a valid OMB control number. Under the Panerwork Reduction Act of 1995, no persons are required to respond

Substitute for form 1449/PTO	Complete if Known			
Substitute for form 14400. 10	Application Number	Not Yet Assigned		
INFORMATION DISCLOSURE	Filing Date	Concurrently Herewith		
	First Named Inventor	Marilena Gusmeroli, et al		
STATEMENT BY APPLICANT	Art Unit			
(Use as many sheets as necessary)	Examiner Name			
Sheet 1 of 2	Attorney Docket Number	163-667		

				DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
		Number-Kind Code ^{2 (F known)}			Figures Appear
/D.S./	/AA	^{US-} 3,995,034	11/30/1976	Strobel, Albert F	
7 D. S.7	AB	^{US-} 4,956,183	9/11/1990	Miki, Yoshiaki, et al	
	AC	US-			
	AD	US-			
	AE	US-			
	AF	US-			
	AG	US-			
	АН	US-			
	ΑI	US-			
_	AJ	US-			
	AK	US-			
	AL	US-			
	AM	US-			
	AN	US-			
	AO	US-			
·········	AP	US-			
	AQ	US-			
	AR	US-			
	AS	US-		. 4.	

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Name of Patentee or Date Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages			
/D_C	,	Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (<i>if known</i>)	MM-DD-YYYY		Or Relevant Figures Appear	⊤⁴	
-/D.S./ -/D.S./	AT	WO 03/043971	5/30/2003	Elimini, Alexia et al			
"/D.J./	AU	FR 2 140 269	1/19/1973	Aries, Robert			
/D.S./	ΑV	JP 52-096734	8/13/1977	Tokyo Organic Chem			
D.S./	AW	JP 48-098021	12/13/1973	Tokyo Organic Chem			
), <u>S./</u> /B:S./	AX	GB 1 424 345	2/11/1976	British Petroleum			
//b.S./	AY	EP 0 718 280	6/26/1996	Isagro Ricerca S.r.l.			

f Examiner	/Desigle Culliver/	Date	00/04/0040
G!	ı /Danielle Sullivan/		06/24/2010
Signature	The settle of a settle settle	I Considered I	00:21/2010
L	<u> </u>		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. *Applicant's unique citation designation number (optional). *See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. *Set in the reign of the triangle of the triangle of the triangle of the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. *Applicant is to place a check mark here if English language Translation in other by the standard ST.16 if possible. *Applicant is to place a check mark here if English language Translation in the standard ST.16 if possible. **Applicant is to place a check mark here if English language Translation in the standard ST.16 if possible. **Initiation of the standard ST.16 if possible. **Applicant is to place a check mark here if English language ST.16 if possible. **Initiation of the standard ST.16 if possible. *

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

10/556013

JC12 R33'd PCFF 07 NOV 2005

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449/PTO		Complete if Known		
			Application Number	Not Yet Assigned
INI	EODMATION	DISCLOSURE	Filing Date	Concurrently Herewith
INFORMATION DISCLOSURE		First Named Inventor	Marilena Gusmeroli, et al	
S	STATEMENT BY APPLICANT		Art Unit	
	(Use as many sheet	s as necessary)	Examiner Name	
Sheet	2 .	of 2	Attorney Docket Number	163-667

			U. S. PATENT D		
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-	 		
	AB	US-	 	····	
	AC	US-			
	AD	US-			
	AE	US-			
	AF	US-	1		
	AG	US-			
	АН	US-			
	AI	US-			
	AJ	US-			
•	AK	US-			·
	AL	US-			
	AM	US-			
	AN	US-			
	AO	US-			
	AP	US-			
	AQ	US-			
	AR	US-			
	AS	US-			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
		Country Code ³ "Number ⁴ "Kind Code ⁵ (if known)	MM-DD-YYYY	,,,	Or Relevant Figures Appear	T⁰	
/D.S	AT.	WO 95/15684	6/15/1995	Cohen, A David			
	ΑU						
	AV						
	AW		1.				
	AX					Г	
	AY		-				

Examiner	/Doniallo Cullivan/	Date	
Cianatura	/Danene Sunvan/		00/04/0040
Signature	The settle of the set of the set of	Considered	I 06/24/2010
$\overline{}$			00/27/2010

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language

Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

 $\{(1,1,\ldots,q): 1 \in \mathcal{E}^{\infty}_{n-1}\}$